

Amendment No. 1 to SB3245

Person, Curtis
Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 3245*

House Bill No. 3776

By designating the existing language of §39-13-5__ of the amendatory language of SECTION 1 as subsection (a) and by adding the following new subsections:

(b) Notwithstanding the provisions of §40-33-211, the proceeds from all forfeitures made pursuant to this section shall be transmitted to the general fund where there is hereby established a general fund reserve to be allocated through the general appropriations act, which shall be known as the Child Advocacy Center Fund. Moneys from the fund shall be expended to fund activities authorized by this section. Any revenues deposited in this reserve shall remain in the reserve until expended for purposes consistent with this section, and shall not revert to the general fund on any June 30. Any excess revenues or interest earned by such revenues shall not revert on any June 30, but shall remain available for appropriation in subsequent fiscal years. Any appropriation from such reserve shall not revert to the general fund on any June 30, but shall remain available for expenditure in subsequent fiscal years.

(c) The general assembly shall appropriate, through the general appropriations act, moneys from the Child Advocacy Center Fund to the department of finance and administration. Such appropriations shall be specifically earmarked for the purposes set out in this section.

(d) All moneys appropriated from the Child Advocacy Center Fund shall be used exclusively by the department to provide grants to child advocacy centers that are incorporated as a not-for-profit organization, is tax-exempt under §501 of the Internal Revenue Code and that have provided child advocacy services for at least six (6) months prior to the application for funds under this section. The commissioner of finance and administration shall promulgate rules and regulations in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5, for the distribution

and use of the grant funds provided by it. Such grants shall be for the purpose of providing funding for the continuation of existing programs and services, the creation of new programs and services and the training of personnel in child advocacy centers. FURTHER AMEND by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION 3. Tennessee Code Annotated, Section 40-33-211, is amended by adding the following new subsection:

(g)

(1) Notwithstanding the provisions of this section, the proceeds from all forfeitures of conveyances used in the commission of an offense under title 39, chapter 13, part 5, shall be shall be transmitted to the general fund where there is hereby established a general fund reserve to be allocated through the general appropriations act, which shall be known as the Child Advocacy Center Fund. Moneys from the fund shall be expended to fund activities authorized by this section. Any revenues deposited in this reserve shall remain in the reserve until expended for purposes consistent with this section, and shall not revert to the general fund on any June 30. Any excess revenues or interest earned by such revenues shall not revert on any June 30, but shall remain available for appropriation in subsequent fiscal years. Any appropriation from such reserve shall not revert to the general fund on any June 30, but shall remain available for expenditure in subsequent fiscal years.

(2) The general assembly shall appropriate, through the general appropriations act, moneys from the Child Advocacy Center Fund to the department of finance and administration. Such appropriations shall be specifically earmarked for the purposes set out in this section.

(3) All moneys appropriated from the Child Advocacy Center Fund shall be used exclusively by the department to provide grants to

child advocacy centers that are incorporated as a not-for-profit organization, is tax-exempt under §501 of the Internal Revenue Code and that have provided child advocacy services for at least six (6) months prior to the application for funds under this section. The commissioner of finance and administration shall promulgate rules and regulations in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5, for the distribution and use of the grant funds provided by it. Such grants shall be for the purpose of providing funding for the continuation of existing programs and services, the creation of new programs and services and the training of personnel in child advocacy centers.